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10581585 - GAU-1523



PTO/SB/21 (09-04)

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<h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>		Application Number	10/581585
		Filing Date	June 2, 2006
		First Named Inventor	Simon Richard GREEN
		Art Unit	N/A
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission		Attorney Docket Number	CCI-066US

ENCLOSURES (Check all that apply)		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	LAHIVE & COCKFIELD, LLP		
Signature			
Printed name	Cynthia L. Kanik, Ph.D.		
Date	July 21, 2006	Reg. No.	37,320

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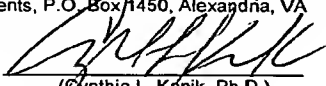
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(Cynthia L. Kanik, Ph.D.)

Docket No.: CCI-066US  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Simon Richard Green *et al.*

Application No.: 10/581585

Confirmation No.: Not Yet Assigned

Filed: June 2, 2006

Art Unit: N/A

For: COMBINATION OF A CDK INHIBITOR  
AND CS-682 OR A METABOLITE  
THEREOF

Examiner: Not Yet Assigned

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT (IDS)**

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

Applicants have not submitted a copy of the cited U.S. patent in accordance with 37 CFR 1.98(a)(2)(ii). Applicants submit herewith copies of foreign patents and non-patent references in accordance with 37 CFR 1.98(a)(2).

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information

Application No.: 10/581585

Docket No.: CCI-066US

as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 12-0080, under Order No. CCI-066US. A duplicate copy of this paper is enclosed.

Dated: July 21, 2006

CLK/CMS/mch

Respectfully submitted,

By 

Cynthia L. Kanik, Ph.D.

Registration No.: 37,320

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				Application Number	10/581585
				Filing Date	June 2, 2006
				First Named Inventor	Simon Richard GREEN
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	CCI-066US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
/ESO/	A1*	US-6,369,086	04-09-2002	Davis et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			
/ESO/	B1	WO-02/46182-A1	06-13-2002	Bristol-Myers Squibb Company		
/ESO/	B2	WO-03/039536-A1	05-15-2003	Yale University		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \* CITE NO.: Those application(s) which are marked with an single asterisk (\*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(iii)) because that application was filed after June 30, 2003 or is available in the IFW. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
/ESO/	C1	Bibile, K.C. et al, "Cytotoxic synergy between flavopiridol (NSC 649890, L86-8275) and various antineoplastic agents: the importance of sequence of administration," <i>Cancer Research</i> , Vol. 57(16):3375-3380 (1997)	
/ESO/	C2	Hanaoka, Kenji et al, "Antitumor Activity and Novel DNA-Self-Strand-Breaking Mechanism of CNDAC (1-2(2-C-Cyano-2-Deoxy-β-D-Arabinopentofuranosyl) Cytosine) and its N <sup>4</sup> -Palmitoyl Derivative (CS-682)," <i>Int. J. Cancer</i> , Vol. 82:226-236 (1999)	
/ESO/	C3	STN Gen Caesar accession number: 1364, "Cyclacel's cancer drug starts Phase II testing," Pharma Marketletter January 27, 2002	
/ESO/	C4	Wu, Ming et al, "High-Resolution Magnetic Resonance Imaging of the Efficacy of the Cytosine Analogue 1-[2-C-Cyano-2-deoxy-β-D-arabino-pentofuranosyl]-N <sup>4</sup> -palmitoyl Cytosine (CS-682) in a Liver-Metastasis Athymic Nude Mouse Model," <i>Cancer Research</i> , Vol. 63:2477-2482 (2003)	
/ESO/	C5	Written Opinion of the International Searching Authority for Application No. PCT/GB2004/005081	

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<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Eric Olson/	Date Considered	05/02/2009
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Application No. (if known): 10/581585

Attorney Docket No.: CCI-066US

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